

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-2(c)

WARREN S. JONES, JR., ESQ. #003781980
Law Offices of Warren S. Jones, Jr., LLC
1 Trinity Lane
Mt. Holly New Jersey 08060
(609) 261-8400
Attorneys for Creditor
Carrington Mortgage Services, LLC
C.241-2703:NF

In Re:

Keith V. Hinkle
and Jennifer M. Hinkle



Order Filed on November 30, 2016
by Clerk
U.S. Bankruptcy Court
District of New Jersey

Case No.: 16-19872-CMG

Adv. No.:

Hearing Date: 12/07/2016

Judge: Christine M. Gravelle

CONSENT ORDER FOR RELIEF FROM STAY

The relief set forth on the following pages, numbered two (2) through four (4) is hereby **ORDERED**.

DATED: November 30, 2016

A handwritten signature in cursive script, reading "Christine M. Gravelle".

Honorable Christine M. Gravelle
United States Bankruptcy Judge

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Debtors: Keith V. Hinkle and Jennifer M. Hinkle

Case No. 16-19872-CMG

Caption of Order: Consent Order for Relief from Stay

IT IS HEREBY CONSENTED by and between Movant, Carrington Mortgage Services, LLC, its assignees and/or successors in interest, through its retained counsel, Warren S. Jones, Jr., Esquire, for Prober & Raphael, A Law Corporation, and Debtors Keith V. Hinkle and Jennifer M. Hinkle, through their counsel, Robert C. Nisenson, Esquire, and the Chapter 13 Trustee, Albert Russo, as follows:

1. Movant acknowledges that Debtors intend to surrender the subject property as set forth in the Statement of Intention filed May 20, 2016 at Doc. 1, while the instant case was a Chapter 7 proceeding.

2. The Automatic Stay in the above-entitled bankruptcy proceeding is immediately vacated and extinguished for all purposes as to the subject Property, and Movant, its assignees and/or successors in interest, may proceed with foreclosure of the subject Property generally described as **1244 Pine Ridge, Bushkill, Pennsylvania 18324**, pursuant to applicable state law, and thereafter commence any action necessary to obtain complete possession thereof.

3. Carrington Mortgage Services, Inc., its successors or assignees, may proceed with its rights and remedies under the terms of the subject mortgage and pursue its state court remedies including, but not limited to, taking the property to sheriff's sale, in addition to potentially pursuing other loss mitigation alternatives, including, but not limited to, a loan modification, short sale or deed-in-lieu foreclosure. Additionally, any purchaser of the property at sheriff's sale (or purchaser's assignee) may take any legal action for enforcement of its right to possession of the property.

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4. Carrington Mortgage Services, Inc. may join the debtors and any trustee appointed in this case as defendants in its action(s) irrespective of any conversion to any other chapter of the Bankruptcy Code.

The movant shall serve this order on the debtor, any trustee and any other party who entered an appearance on the motion.

Dated: _____

11-29-16

By _____

Warren S. Jones, Jr., Esquire #003781980

Retained Counsel

Law Offices of Warren S. Jones, Jr.

1 Trinity Lane

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(609) 261-8400

Of Counsel:

Prober & Raphael, A Law Corporation

P.O. Box 4365

Woodland Hills, CA 91365-4365

(818) 227-0100

C.241-2703.NF

Dated: _____

By _____

Robert C. Nisenson, Esquire #6680

Attorney for Debtors

Robert C. Nisenson, LLC

10 Auer Court, Suite E

East Brunswick, NJ 08816

(732) 238-8777

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CERTIFICATE OF MAILING

I hereby certify that on _____, 20____, a copy of the foregoing Order was served on each of the following: Movant Carrington Mortgage Services, LLC.

JAMES J. WALDRON, CLERK